



**MICHIGAN**  
**HOUSE OF REPRESENTATIVES**  
P.O. Box 30014  
LANSING, MICHIGAN 48909-7514

MINUTES OF THE COMMITTEE ON EDUCATION

September 22, 2016

9:00 a.m.

Room 521 House Office Building

Chair Price called the meeting to order.

Present were: Reps. Price, Garcia, Callton, Hooker, Lyons, McBroom, Somerville, Yonker, Kelly, Chatfield, Tedder, Zemke, Santana, Brinks, Schor, Chang, Greig,

Absent and excused: None.

Rep. Garcia moved to approve the minutes from the meeting held on September 15, 2016. The motion prevailed.

Chair Price laid before the committee the following package of bills.

- |                    |   |
|--------------------|---|
| HB 5409 (Liberati) | Education; discipline; statement of findings and intent regarding state policy on schoolwide positive intervention and support plans; provide for.                                    |
| HB 5410 (Liberati) | Education; discipline; department of education to develop state policy establishing a schoolwide positive behavioral intervention and support plan; require.                          |
| HB 5411 (Greig)    | Education; discipline; certain requirements for state policy on schoolwide positive behavioral intervention and support plan; provide for.  |
| HB 5412 (Price)    | Education; discipline; restrictions on use of seclusion and restraint; require to be included in state policy on schoolwide positive intervention and support plans.                  |
| HB 5413 (Vaupel)   | Education; discipline; requirements for documentation and reporting; require to be included in state policy on schoolwide positive intervention and support plans.                    |
| HB 5414 (Price)    | Education; discipline; certain provisions concerning emergency intervention; require to be included in state policy on schoolwide positive behavioral intervention and support plans. |

HB 5415 (Tedder)	Education; discipline; certain provisions concerning data collection; require to be included in state policy on schoolwide positive behavioral intervention and support plans.
HB 5416 (Heise)	Education; discipline; certain provisions concerning training; require to be included in state policy on schoolwide positive behavioral intervention and support plans.
HB 5417 (Greig)	Education; discipline; definitions for state policy on schoolwide positive behavioral intervention and support plans; provide for.
HB 5418 (Tedder)	Education; discipline; policy concerning schoolwide positive behavioral intervention and support; require nonpublic schools to adopt and implement.

The following people testified in support of HB 5409 – HB 5418.

Marce Lipsitt representing Michigan Alliance for Special Education  
Elizabeth Bauer representing herself  
Calvin Luker representing himself  
Dohn Hoyle representing The Arc of Michigan

The following people testified in opposition to HB 5409 – HB 5418.

Chris McEvoy representing Wayne RESA  
Karen Howey representing Wayne RESA

The following people filled out testimony cards in support of HB 5409 – HB 5418 but did not want to testify.

Kyle DuBuc representing United Way of Southwestern Michigan  
Christine Lerchen representing The Arc of NW Wayne County  
Sherri Boyd representing The Arc of Michigan  
Amy Zaagman representing Michigan Council for Maternal Child Health  
Lisa Cook – Gordon representing Michigan Family Voices  
Jill Gerrie representing The Arc of Michigan  
Mark McWilliams representing Michigan Protection & Advocacy Service  
Christina Canfield representing the Michigan Education Association  
Paul Palmer representing himself  
Sally Burton – Hoyle representing Eastern Michigan University  
Maggie Kolk representing The Arc of Newaygo County  
Cheryl Dolite representing The Arc of Western Wayne County  
Caroline Lieth representing the Michigan Department of Education  
Jennifer Smith representing Michigan Association of School Boards  
Emily Laidlaw representing ESA Legislative Group  
Michelle Driscoll representing The Arc of Northwest Wayne County

Annalisa Grunwald representing Michigan Association of Intermediate School Administrators  
Bob Kefgen representing Michigan Association of Secondary School Principals  
Kevin McKinney representing National Patients' Rights Association  
Jerry Johnson representing Calhoun, Barry, Branch, Jackson, Lenawee and Monroe ISD's  
Michigan Development Disabilities Council  
Dorothy Cholson representing herself  
Kathy Homan representing Washtenaw Community Advocacy

Rep. Zemke moved to adopt the substitute H-1 to HB 5409. The motion prevailed, the vote being 17-0-0.

**FAVORABLE ROLL CALL:**

Yeas: Reps. Price, Garcia, Callton, Hooker, Lyons, McBroom, Somerville, Yonker, Kelly, Chatfield, Tedder, Zemke, Santana, Brinks, Schor, Chang, Greig,

Nays: None,

Pass: None.

Rep. Tedder moved to report out HB 5409, substitute H-1 with the recommendation that it pass. The motion prevailed, the vote being 14-3-0.

**FAVORABLE ROLL CALL:**

Yeas: Reps. Price, Callton, Hooker, Lyons, McBroom, Somerville, Yonker, Tedder, Zemke, Santana, Brinks, Schor, Chang, Greig,

Nays: Reps. Garcia, Kelly, Chatfield,

Pass: None.

Rep. Tedder moved to adopt the substitute H-1 to HB 5410. The motion prevailed, the vote being 17-0-0.

**FAVORABLE ROLL CALL:**

Yeas: Reps. Price, Garcia, Callton, Hooker, Lyons, McBroom, Somerville, Yonker, Kelly, Chatfield, Tedder, Zemke, Santana, Brinks, Schor, Chang, Greig,

Nays: None,

Pass: None.

Rep. Tedder moved to report out HB 5410, substitute H-1 with the recommendation that it pass. The motion prevailed, the vote being 14-3-0.

FAVORABLE ROLL CALL:

Yeas: Reps. Price, Callton, Hooker, Lyons, McBroom, Somerville, Yonker, Tedder, Zemke, Santana, Brinks, Schor, Chang, Greig,

Nays: Reps. Garcia, Kelly, Chatfield,

Pass: None.

Rep. Tedder moved to report out HB 5411 with the recommendation that it pass. The motion Prevailed, the vote being 14-3-0.

FAVORABLE ROLL CALL:

Yeas: Reps. Price, Callton, Hooker, Lyons, McBroom, Somerville, Yonker, Tedder, Zemke, Santana, Brinks, Schor, Chang, Greig,

Nays: Reps. Garcia, Kelly, Chatfield,

Pass: None.

Rep. Zemke moved to adopt the substitute H-1 to HB 5412. The motion prevailed, the vote being 17-0-0.

FAVORABLE ROLL CALL:

Yeas: Reps. Price, Garcia, Callton, Hooker, Lyons, McBroom, Somerville, Yonker, Kelly, Chatfield, Tedder, Zemke, Santana, Brinks, Schor, Chang, Greig,

Nays: None,

Pass: None.

Rep. Tedder moved to report out HB 5412, substitute H-1 with the recommendation that it pass. The motion prevailed, the vote being 13-4-0.

FAVORABLE ROLL CALL:

Yeas: Reps. Price, Callton, Lyons, McBroom, Somerville, Yonker, Tedder, Zemke, Santana, Brinks, Schor, Chang, Greig,

Nays: Reps. Garcia, Hooker, Kelly, Chatfield,

Pass: None.

Rep. Tedder moved to adopt the substitute H-3 to HB 5413. The motion prevailed, the

vote being 17-0-0.

FAVORABLE ROLL CALL:

Yeas: Reps. Price, Garcia, Callton, Hooker, Lyons, McBroom, Somerville, Yonker, Kelly, Chatfield, Tedder, Zemke, Santana, Brinks, Schor, Chang, Greig,

Nays: None,

Pass: None.

Rep. Tedder moved to report out HB 5413, substitute H-3 with the recommendation that it pass. The motion prevailed, the vote being 13-4-0.

FAVORABLE ROLL CALL:

Yeas: Reps. Price, Callton, Lyons, McBroom, Somerville, Yonker, Tedder, Zemke, Santana, Brinks, Schor, Chang, Greig,

Nays: Reps. Garcia, Hooker, Kelly, Chatfield,

Pass: None.

Rep. Tedder moved to adopt the substitute H-1 to HB 5414. The motion prevailed, the vote being 17-0-0.

FAVORABLE ROLL CALL:

Yeas: Reps. Price, Garcia, Callton, Hooker, Lyons, McBroom, Somerville, Yonker, Kelly, Chatfield, Tedder, Zemke, Santana, Brinks, Schor, Chang, Greig,

Nays: None,

Pass: None.

Rep. Tedder moved to report out HB 5414, substitute H-1 with the recommendation that it pass. The motion prevailed, the vote being 13-4-0.

FAVORABLE ROLL CALL:

Yeas: Reps. Price, Callton, Lyons, McBroom, Somerville, Yonker, Tedder, Zemke, Santana, Brinks, Schor, Chang, Greig,

Nays: Reps. Garcia, Hooker, Kelly, Chatfield,

Pass: None.

Rep. Zemke moved to adopt the substitute H-1 to HB 5415. The motion prevailed, the vote being 17-0-0.

FAVORABLE ROLL CALL:

Yeas: Reps. Price, Garcia, Callton, Hooker, Lyons, McBroom, Somerville, Yonker, Kelly, Chatfield, Tedder, Zemke, Santana, Brinks, Schor, Chang, Greig,

Nays: None,

Pass: None.

Rep. Tedder moved to report out HB 5415 with the recommendation that it pass. The motion prevailed, the vote being 13-3-1.

FAVORABLE ROLL CALL:

Yeas: Reps. Price, Callton, Lyons, McBroom, Somerville, Yonker, Tedder, Zemke, Santana, Brinks, Schor, Chang, Greig,

Nays: Reps. Garcia, Kelly, Chatfield,

Pass: Rep. Hooker.

Rep. Tedder moved to adopt the substitute H-1 to HB 5416. The motion prevailed, the vote being 17-0-0.

FAVORABLE ROLL CALL:

Yeas: Reps. Price, Garcia, Callton, Hooker, Lyons, McBroom, Somerville, Yonker, Kelly, Chatfield, Tedder, Zemke, Santana, Brinks, Schor, Chang, Greig,

Nays: None,

Pass: None.

Rep. Tedder moved to report out HB 5416, substitute H-1 with the recommendation that it pass. The motion prevailed, the vote being 13-4-0.

FAVORABLE ROLL CALL:

Yeas: Reps. Price, Callton, Lyons, McBroom, Somerville, Yonker, Tedder, Zemke, Santana, Brinks, Schor, Chang, Greig,

Nays: Reps. Garcia, Hooker, Kelly, Chatfield,

Pass: None.

Rep. Tedder moved to adopt the substitute H-3 to HB 5417. The motion prevailed, the vote being 17-0-0.

FAVORABLE ROLL CALL:

Yeas: Reps. Price, Garcia, Callton, Hooker, Lyons, McBroom, Somerville, Yonker, Kelly, Chatfield, Tedder, Zemke, Santana, Brinks, Schor, Chang, Greig,

Nays: None,

Pass: None.

Rep. Tedder moved to report out HB 5417, substitute H-3 with the recommendation that it pass. The motion prevailed, the vote being 12-4-1.

FAVORABLE ROLL CALL:

Yeas: Reps. Price, Callton, Lyons, McBroom, Yonker, Tedder, Zemke, Santana, Brinks, Schor, Chang, Greig,

Nays: Reps. Garcia, Hooker, Kelly, Chatfield,

Pass: Rep. Somerville.

Rep. Tedder moved to adopt the substitute H-1 to HB 5418. The motion prevailed the vote being 17-0-0.

FAVORABLE ROLL CALL:

Yeas: Reps. Price, Garcia, Callton, Hooker, Lyons, McBroom, Somerville, Yonker, Kelly, Chatfield, Tedder, Zemke, Santana, Brinks, Schor, Chang, Greig,

Nays: None,

Pass: None.

Rep. Tedder moved to report out HB 5418, substitute H-1 with the recommendation that it pass.

The motion prevailed, the vote being 13-4-0.

FAVORABLE ROLL CALL:

Yeas: Reps. Price, Callton, Lyons, McBroom, Somerville, Yonker, Tedder, Zemke, Santana, Brinks, Schor, Chang, Greig,

Nays: Reps. Garcia, Hooker, Kelly, Chatfield.

Pass: None.

Chair Price laid before the committee HB 5796 – Potvin – Education; employees; provisions providing employment preference for certain personnel in special education programs and services; repeal.

Chair Price recognized Rep. Potvin to explain HB 5796.

The following people testified in support of HB 5796.

Rob Spagnuolo representing Dewitt Public Schools  
Kris Kirby representing Ovid-Elsie Area Schools

The following person testified in opposition to HB 5796.

Christine Canfield representing Michigan Education Association

The following people filled out testimony cards in support of HB 5796 but did not want to testify.

Jennifer Smith representing Michigan Association of School Boards  
Lisa Hansknecht representing Oakland Schools.

The following person filled out a testimony card in opposition to HB 5796 but did not want to testify.

Joe DeVault representing Macomb ISD

With no further business to come before the committee Chair Price adjourned the meeting, the time being 10:05 a.m.

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Representative Amanda Price, Chair

Mary Lou Terrien, Clerk